

EXPRESS MAIL LABEL NO. EI086494813 US

PATENT

Docket No. 1758-4034US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY APPLICATION AND APPLICATION FEE TRANSMITTAL (1.53(b))

Box Patent Application
ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the patent application of

Named Inventor(s) and
Address(es):

Conceicao Minetti - 3904 Isbell Street, Silver Spring, MD 20306; Francis Michon -
4401 Rosedale Avenue, Bethesda, MD 20814; Jeffrey K. Pullen - 6928 Garland Lane,
Columbia, MD 21045; Maryellen Poldvino-Bodnar - 621 Rolling Dale Road,
Annapolis, MD 21401; Shu-Mei Liang - 6627 River Road, Bethesda, MD 20817; and
Joseph Y. Tai - 1370 Cinnamon Drive, Port Washington, PA 19034

For:

MODIFIED IMMUNOGENIC PNEUMOLYSIN COMPOSITIONS AS VACCINES

Enclosed are:

[X] 80 page(s) of specification, 1 page(s) of Abstract, 8 page(s) of claims

[X] 23 sheets of drawing [] formal [X] informal

[X] 8 page(s) of Declaration and Power of Attorney

[X] Unsigned
[] Newly Executed
[] Copy from prior application

[] Deletion of inventors including Signed Statement under 37 C.F.R. § 1.63(d)(2)

[] Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the combined declaration and power of attorney is supplied herein, is considered as being part of the disclosure of the accompanying application and is incorporated herein by reference.

[] Microfiche Computer Program (Appendix)

[] _____ page(s) of Sequence Listing

[] computer readable disk containing Sequence Listing
[] Statement under 37 C.F.R. § 1.821(f) that computer and paper copies of the Sequence Listing are the same

07/21/98
1c408 U.S. PTO

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- ☒ Claim for Priority:- Priority under 35 U.S.C. §119(e) is claimed from Provisional Applications Serial No. 60/053,306 filed July 21, 1997 and Serial No. 60/073,456 filed February 2, 1998.
- ☐ Certified copy of Priority Document(s)
- ☐ English translation documents
- ☐ Information Disclosure Statement
- ☐ Copy of ____ cited references
- ☐ Copy of PTO-1449 filed in parent application serial No. _____
- ☐ Preliminary Amendment
- ☒ Return receipt postcard (MPEP 503)
- ☐ Assignment Papers (assignment cover sheet and assignment documents)
- ☐ A check in the amount of \$40.00 for recording the Assignment.
- ☐ Assignment papers filed in parent application Serial No. _____
- ☐ Certification of chain of title pursuant to 37 C.F.R. § 3.73(b).
- ☐ This is a ☐ continuation ☐ divisional ☐ continuation-in-part (C-I-P) of prior application serial no. _____ filed _____.
- ☐ Cancel in this application original claims _____ of the parent application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
- ☐ A preliminary Amendment is enclosed. (Claims added by this Amendment have been properly numbered consecutively beginning with the number following the highest numbered original claim in the prior application.
- ☐ The status of the parent application is as follows:
- ☐ A Petition For Extension of Time and a Fee therefor has been or is being filed in the parent application to extend the term for action in the parent application until _____.
- ☐ A copy of the Petition for Extension of Time in the co-pending parent application is attached.
- ☐ No Petition For Extension of Time and Fee therefor are necessary in the co-pending parent application.
- ☐ Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending has been granted a filing date, so as to make this application co-pending.
- ☐ Transfer the drawing(s) from the patent application to this application.

- [X] Amend the specification by inserting before the first line the sentence:
Priority under 35 U.S.C. §119(e) is claimed from Provisional Applications Serial No. 60/053,306 filed July 21, 1997 and Serial No. 60/073,456 filed February 2, 1998, both of which are incorporated herein by reference in their entirety.

I. CALCULATION OF APPLICATION FEE (For Other Than A Small Entity)

	Number Filed		Number Extra	Rate	Basic Fee
Total Claims	30	-20=	10	x\$22.00	\$790.00
Independent Claims	13	- 3=	10	x\$22.00	\$220.00
Multiple Dependent Claims					\$820.00
	[] yes		Additional Fee =	\$270.00	
	[X] no		Add'l Fee =	NONE	\$

Total: \$ 1830.00

- [] A statement claiming small entity status is attached or has been filed in the above-identified parent application and its benefit under 37 C.F.R. § 1.28(a) is hereby claimed. Reduced fees under 37 C.F.R. § 1.9(F) (50% of total) paid herewith \$ _____.
- [] A check in the amount of \$ _____ in payment of the application filing fees is attached.
- [X] Charge Fee(s) to Deposit Account No. 13-4500. Order No. 1758-4036US2. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- [X] The Assistant Commissioner is hereby authorized to charge any additional fees which may be required for filing this application, or credit any overpayment to Deposit Account No. 13-4500, Order No. 1758-4036US2. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Dated: July 21, 1998

By: 

Kenneth H. Sonnenfeld

Registration No. 33,285

CORRESPONDENCE ADDRESS:

MORGAN & FINNEGAN, L.L.P.
345 Park Avenue
New York, New York 10154
(212) 758-4800
(212) 751-6849 Facsimile
FORM: UTL-TRAN.NY
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